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MAIL STOP : Amendment**FROM** : Gregory S. Smith**EXAMINER** : PAIK, Steve S.**Faxing DATE**: Oct 3, 2005**FACSIMILE** :**LAVA GROUP FILE #**: 01004.1030**SUBJECT:** Application Serial No 10/812,219 Filed March 29, 2004

This Transmission Includes the Following Items

Item being transmitted	Pages
<input checked="" type="checkbox"/> Transmittal	1
<input checked="" type="checkbox"/> Amendment in response to office action	4
Total Pages Including Cover Sheet	6

COMMENTS:TWO RAVINIA DRIVE, SUITE 790
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OCT 04 2005

PTO/SB/21 (09-04)

Approved for use through 07/31/2008. OMB 0651-0031
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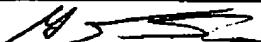
Total Number of Pages in This Submission 5

Application Number	10/812,218
Filing Date	March 29, 2004
First Named Inventor	RABENOLD, Nancy J.
Art Unit	2876
Examiner Name	PAIK, Steve S.
Attorney Docket Number	01004.1030

ENCLOSURES (Check all that apply)

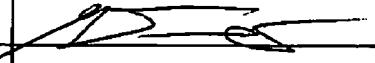
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
<input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> Remarks
<input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement		
<input type="checkbox"/> Certified Copy of Priority Document(s)		
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Smith Frowhwein Tempel Greenlee Blaha, LLC		
Signature			
Printed name	Gregory Scott Smith		
Date	Oct 3, 2005	Reg. No.	40,819

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Gregory Scott Smith	Date	Oct 3, 2005

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OCT 04 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:
RABENOLD et al.

Serial No.:
10/812,219

Filed:
March 29, 2004

Title: **AUTOMATED CONDITION
EVALUATOR**

§ Confirmation Number:
2892
§ Group Art Unit:
2876
§
§ Examiner:
PAIK, Steve S.
§ Atty. Docket Number:
01004.1030
§

RESPONSE TO FINAL OFFICIAL ACTION OF 09/08/2005

Mail Stop Amendment
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

To the Office:

Applicant's attorneys are now in receipt of the Final Official Communication from the USPTO that was mailed on September 8, 2005. At the issuance of the Official Communication, claims 1-20 were pending with the Office setting forth rejections for claims 1-10 and 12-20 and allowing claim 11. In this response, the applicants place the pending application in condition for allowance by canceling the rejected claims.